



Express Mail Label No. ET318111314US  
Date of Deposit: August 21, 2003



Attorney Docket No. 25739-026

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: James M. Leventhal

For: **FLUID DISPENSING DEVICE**

August 21, 2003  
Boston, Massachusetts

MS: PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL LETTER**

Sir:

Transmitted herewith for filing in the present application are the following documents:

- [X] Request for Filing New Patent Application under 37 C.F.R. 1.53(b);
- [X] Patent Application including Specification (32 pages); Claims (7 pages); Cover (1 page) and Abstract (1 page)
- [X] Six (6) Sheets of Informal Drawings - Figs. 1-8;
- [X] Nonpublication Request under 37 C.F.R. 122(b)(2)(B)(i); and
- [X] Check in the amount of \$438.00 for Patent Application Filing Fee.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at 617/542-6000, Boston, Massachusetts.

If the amount of the check is insufficient, the Commissioner is hereby authorized to charge any additional fees to the undersigned's deposit account no. 50-0311. Please reference Attorney Docket No. 25739-026.

Respectfully submitted,

Carol H. Peters  
Registration No. 45,010  
Mintz, Levin, Cohn, Ferris,  
Glovsky and Popeo, P.C.  
One Financial Center  
Boston, MA 02111  
Telephone: 617/348-4914  
Attorneys for Applicant  
**Customer No. 30623**

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NEW NONPROVISIONAL APPLICATION  
PURSUANT TO 37 C.F.R. 1.53(b)

This application claims priority under 35 U.S.C. §119(e) to United States provisional patent application serial no. 60/405,009, filed on August 21, 2002, which is incorporated herein by reference.

1. This is a request for filing a new nonprovisional application under 37 C.F.R. 1.53(b) entitled

FLUID DISPENSING DEVICE

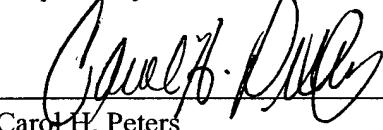
2.  Specification (32 pages); Claims (7pages); Abstract (1 page); Cover (1 page)
3.  Drawings - Number of Sheets Six (Figs. 1-8)
  - Formal
  - Informal
4.  Declaration and Power of Attorney
  - Unsigned
  - Signed
5.  Information Disclosure Statement (IDS)
  - Copy of IDS and PTO-1449 (X pages)
  - Copies of references cited
6.  Assignment Papers
  - Recordation Form Cover Sheet (PTO-1595)
  - Assignment Document

7. Fee Calculation

| CLAIMS AS FILED   |              |                     |              |           |  |
|---|--------------|---------------------|--------------|-----------|--|
| Claims  | Number Filed | Basic Fee Allowance | Number Extra | Rate      | Basic Fee<br>37 C.F.R. 1.16(a)<br>\$750.00 |
| Total Claims<br>(37 C.F.R. 1.16(c))                           | 27           | - 20 =              | 7            | \$ 18.00  | 126.00                                     |
| Independent Claims<br>(37 C.F.R. 1.16(b))                     | 3            | - 3 =               | 0            | \$ 84.00  | .00  |
| Multiple Dependent<br>Claim(s), if any<br>(37 C.F.R. 1.16(d)) | 0            |                     | 8            | \$280.00  | .00  |
| Reduction by 50% for filing by small entity:                  |              |                     |              |           | <u>\$438.00</u>                            |
|   |              |                     |              | TOTAL FEE | \$438.00                                   |

8.  Applicant claims Small Entity Status
9.  A check in the amount of \$438.00 is enclosed.
10.  The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 50-0311, Ref. 25739-026
- Fees required under (37 C.F.R. §1.16).
- Fees required under (37 C.F.R. §1.17).
- Fees required under (37 C.F.R. §1.18).
11.  Return Receipt Postcard Enclosed.
12.  Additional documents:
- Nonpublication Request under 37 C.F.R. 122(b)(2)(B)(i)

Respectfully submitted,

  
Carol H. Peters  
Registration No. 45,010  
Attorneys for Applicants  
MINTZ, LEVIN, COHN, FERRIS,  
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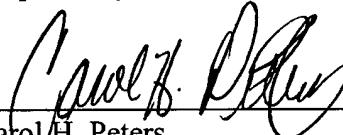
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**NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)**

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Respectfully submitted,

  
Carol H. Peters  
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Boston, MA 02111  
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